

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

CYRIL M. LOGAR,
R. STEPHEN SEARS,

Plaintiffs,

Civil Action No. 1:10-cv-201

v.

WEST VIRGINIA UNIVERSITY BOARD
OF GOVERNORS, including members from
2008 through the present, a West Virginia state
board; MARY ROBERTA BRANDT,
individually and as former Vice President for
Legal Affairs and General Counsel at West
Virginia University and adjunct professor of
law; BEVERLY D. KERR, individually and as
Deputy General Counsel for West Virginia
University; MARJORIE A. MCDIARMID,
individually and as the Steptoe and Johnson
Professor of Law and Technology and
Academic Integrity Officer for West Virginia
University; MICHAEL S. GARRISON, former
President of West Virginia University; C.
PETER MCGRATH, former interim President
of West Virginia University; JAMES P.
CLEMENTS, current President of West
Virginia University; and E. JANE MARTIN,
former Provost of West Virginia University,

JURY TRIAL DEMANDED

Defendants.

NOTICE OF SUBPOENA

Pursuant to Fed. R. Civ. P. 45(b)(1) you are hereby notified that on July 26, 2011, Plaintiff R. Stephen Sears, Ph.D. will cause the attached Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action to be served on Gerald E. Lang, Ph.D., c/o Michael Benninger, 151 Walnut Street, Morgantown, West Virginia 26505.

Dated: July 26, 2011

R. STEPHEN SEARS

By: THE TINNEY LAW FIRM, PLLC

/s/ John H. Tinney, Jr.

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CERTIFICATE OF SERVICE

I, John H. Tinney, Jr. counsel for R. Stephen Sears, hereby certify that on the 26th day of July, 2011, I electronically filed the foregoing Notice of Subpoena with the Clerk of the Court using the CM/ECF filing system, which will send notification of such filing to the following:

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/s/ John H. Tinney, Jr.
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